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3 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
4 AT TACOMA

5 PATRICK KEITH STEARNS,

6 Plaintiff,

7 v.

8 WILLIE STODDARD, et al.,

9 Defendants.

CASE NO. C11-5422BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation ("R&R")
11 of the Honorable J. Richard Creatura, United States Magistrate Judge. Dkt. 26. The Court
12 having considered the R&R and the remaining record, and no objections having been
13 filed, does hereby find and order as follows:

- 14 (1) The R&R is **ADOPTED**;
- 15 (2) Defendants' motion for summary judgment (Dkt. 20) is **GRANTED** and
16 Plaintiff's claims are **DISMISSED with prejudice**; and
- 17 (3) Plaintiff's in forma pauperis is **REVOKED** for purposes of appeal.

18 Dated this 7th day of May, 2012.

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21 BENJAMIN H. SETTLE
22 United States District Judge